



April 20, 2016

**Ex Parte**

Ms. Marlene Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

Re: Special Access for Price Cap Local Exchange Carriers (WC Docket No. 05-25);  
AT&T Corp. Petition for Rulemaking to Reform Regulation of Incumbent Local  
Exchange Carrier Rates for Interstate Special Access Service (RM-10593)

Dear Ms. Dortch:

On Wednesday, April 13, 2016, Jonathan Banks and I met with Amy Bender, Legal Advisor to Commissioner Michael O’Rielly, regarding the draft Business Data Services (BDS) Further Notice of Proposed Rulemaking on circulation. We stressed the importance of ensuring that all providers – including competitors that currently rely heavily on others’ facilities to serve their business customers – have incentives to invest in broadband facilities. We further stated that any test for determining where BDS competition does and does not exist must consider all broadband service offerings currently used by business customers, including cable offerings inaccurately referred to as “best efforts” services.

Please do not hesitate to contact the undersigned if you have questions or concerns.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Diane Griffin Holland".

Diane Griffin Holland  
Vice President, Law & Policy

cc: Amy Bender